

**Camden Select Board
Minutes of Meeting
April 20, 2010**

PRESENT: Chairperson Karen Grove, Vice Chairperson Deborah Dodge, John French, Anita Brosius-Scott, Morgan Laidlaw, Town Manager Roberta Smith, and Town Attorney William Kelly. Also present were members of the press and public.

Minutes of Meeting

1. Public input on non-agenda items:

- a. Beedy Parker – Washington Street – informed the Board about a Green Sneakers Project that will be taking place on Saturday, May 15, 2010. This is a volunteer group doing a door to door neighborhood canvass to stimulate weatherization and energy savings in our neighborhoods. The goal is to help residents save money on fuel, reduce cumulative energy uses, to promote cleaner air and reduce carbon footprint that is contributing to global climate change.

She also mentioned that in the past she has asked about a quarterly newsletter going out to residents about things going on in town. She has always been told that Camden can't afford to do that but she has seen a few circulated in smaller towns around us so she is here to encourage the Board to do something like this. She suggested even putting something like a recycling guide in the wastewater bills that go out quarterly.

- b. Donald White gave an update for the Gateway 1 Implementation Steering Committee. The Gateway 1 Planning Grant application submitted by the town for \$29,500 for a Commercial Property/Business Capacity Inventory and Economic Development Analysis will go before the funding committee on Thursday, April 22nd. After the funding committee process it will be another 45-60 days to go through the MDOT contracting period and the federal highway administration funding mechanism. In the meantime the Town can begin interviewing prospective consultants for the study that they want to do however no contract may be signed until the contract gets the final MDOT approval.

The Planning Board subcommittee workgroup has completed its safety and mobility Gateway 1 checklist and those Comp Plan suggestions will now be reviewed by the full Planning Board.

The next Gateway 1 Implementation Steering Committee will be on May 27th at the Rockland City Council Chambers at that time they will be reviewing the interlocal agreement which is one of the two steps to get into the next phase of Gateway 1.

- c. Board member Deb Dodge reported that on April 24th beginning at 8:30 am there will be a cleanup day at Harbor Park Ampitheatre. They are looking for volunteers.

2. Deborah Dodge made a motion to approve the Select Board Meeting Minutes of April 6, 2010 with corrections. Morgan Laidlaw seconded this motion. The motion passed on a 5-0-0 vote.

3. Public Hearing on proposed bond issue for the Rawson Avenue Pump Station Upgrade:

Chairperson Grove read the rules and regulations for conducting public hearings in preparation of the public hearings to be held this evening.

Wastewater Superintendent Ross Parker opened the hearing by stating that this project started about four years ago. The pump station on Rawson Avenue handles about 1/3 of the waste for the towns of Camden and Rockport. This system is about 40 years old and typically its useful life is 25 years. He recommends that the town proceed with the project.

Board member Brosius-Scott asked how much Rockport's share will be for this project. Manager Smith replied that Rockport's share will be based on its proportional percentage of total dry weather flows processed at the plant at the time of the bond issue. The town of Camden is applying for the bond so as we make the payments and we bill the Town of Rockport for their agreed percentage.

Chairperson Grove asked to hear from any proponents. There were none.

Chairperson Grove asked to hear from any opponents. There were none.

Chairperson Grove closed the public portion of the hearing, Board discussion.

Board member Brosius-Scott stated that in the note section of this warrant article she would like some verbiage added that explains that Rockport's share will be based on their proportional percentage of dry weather flows processed at the plant.

John French made a motion to approve the proposed Notice of Intent to Award letter to Apex Construction, Inc. in the amount of \$498,200, and to approve the warrant article for inclusion in the June Town Meeting Warrant with the added wording in the note of the warrant article that Rockport will be paying their proportional share. Morgan Laidlaw seconded this motion. The motion passed on a 5-0-0 vote.

4. **Consideration to proclaim Jazz Week '10 Made in New England from April 23rd to May 2nd.** Opera House Manager Kerry Hadley attended the meeting requesting the Select Board join the rest of New England in proclaiming April 23 to May 2 Jazz Week'10: Made in New England. The Opera House will celebrate with the presentation of the nationally touring show: "Stormy Weather: The Life and Music of Lena Horne" which features acclaimed jazz and blues singers Paula West and Rebecca Paris and narration by author James Gavin.

Now in its fourth year, Jazz Week '10 promises to be the biggest and best celebration yet reaching as far as Camden, Maine.

Morgan Laidlaw made a motion to proclaim Jazz Week '10 Made in New England April 23rd to May 2nd. Deborah Dodge seconded this motion. The motion passed on a 5-0-0 vote.

5. **Public Hearings for renewal liquor license applications:** Manager Smith reported all applications have been reviewed and approved by the Police Chief.

Chairperson Grove asked to hear from any proponents. There were none.

Chairperson Grove asked to hear from any opponents. There were none.

Chairperson Grove closed the public portion of the hearing, no Board discussion followed.

John French made a motion to approve:

- a. **Elm Street Grill at 115 Elm Street for a Class I Spirituous, Vinous and Malt Restaurant Liquor License**
- b. **Bayview Lobster at 16 Bay View Landing for a Class I Spirituous, Vinous and Malt Restaurant Liquor License.**

Anita Brosius-Scott seconded this motion. The motion passed on a 5-0-0 vote.

6. **Consideration of applications of Maryanne Shanahan, d/b/a The Hawthorn Inn at 9 High Street for renewal victualer and lodging licenses.** Manager Smith reported that both applications have been reviewed by the Codes Officer and the life safety inspections have been completed by the Fire Department.

John French made a motion to approve the renewal lodging and victualer license for The Hawthorn Inn. Deborah Dodge seconded this motion. The motion passed on a 5-0-0 vote.

7. **Consideration of the following Taxi Operator's License applications:** Manager Smith reported that all applications have been approved by the Camden Police Chief.

John French made a motion to approve the renewal taxi operator's licenses for David Spear, Jonathan Elwell, and Benjamin Garbus. Morgan Laidlaw seconded this motion. The motion passed on a 5-0-0 vote.

8. **Review and tentative approval of June annual Town meeting warrant.** Board member Dodge stated that on Warrant Article 3(d) the (7) after the Section 1, (9) (l) is missing. Also on Article 9 she recommends adding that the Transitional Harbor Business district is being added to the other business districts in this provision of the ordinance.

Board member Brosius-Scott stated we need to be consistent with the wording in the note section of the zoning amendments. It is worded slightly different in some cases.

John French made a motion to tentatively approve the draft 2010 Annual Town Meeting Warrant with changes recommended by Board members Dodge and Brosius-Scott. Morgan Laidlaw seconded this motion. The motion passed on a 5-0-0 vote.

9. **Final FY 11 Budget Review:** Manager Smith reported the Budget Committee has completed its review of the Budget proposal and made recommendations for funding. The Select Board now needs to do the same by making a final recommendation for Town Meeting.

Admin/Fin/Codes/Assessing: Deborah Dodge made a motion to recommend the Budget Committee's recommendation of \$1,423,740 for Admin/Fin/Codes/Assessing. John French seconded this motion. The motion passed on a 5-0-0.

Public Safety: Board member Dodge stated she does not disagree with rationale for a new cruiser for Police Department but questioned needing the extra money in the repair line. It was increased by the Town Manager when she reluctantly could not fit a new cruiser in this year's budget.

Lieutenant Gagne stated that the cruisers do go through a considerable amount of brakes and tires. He suggests leaving it at \$8,000 because if a transmission should go in one of the cruisers that would eat up \$2500 of it. Also in this year's budget we have nearly maxed out that line and we still have 2 months to go.

John French made a motion to recommend the Town Manager's recommendation of \$1,707,257 for the Public Safety budget. Morgan Laidlaw seconded this vote. The motion passed on a 4-1-0 vote (Brosius-Scott opposed.)

Highway, Streets & Bridges: Board discussed the Budget Committee's rationale for trimming \$20,000 out of the sand/salt line. Some Board members agreed we had a light winter this year but that is unusual and did not feel the town should risk using the Public Works reserve to fund other lines in the PW budget if there should be a deficit.

John French made a motion to recommend the Town Manager's recommendation of \$1,103,800 for the Public Works budget. Deborah Dodge seconded this motion. The motion failed on a 2-3-0 vote (Laidlaw, Dodge, Brosius-Scott opposed).

Deborah Dodge made a motion to recommend the Budget Committee's recommendation of \$1,083,800 for the Public Works budget. Morgan Laidlaw seconded this motion. The motion passed on a 3-2-0 vote (Grove and French opposed).

Health & Welfare: Anita Brosius-Scott made a motion for the following recommendations for Provider Agencies:

American Red Cross: \$2,000
Coastal Transportation: \$2,650
Midcoast Hospitality House: \$1,500
Kno-Wal-Lin: \$0
Broadreach Family Services: \$800
Sexual Assault & Crisis: \$1,000

The motion was not seconded therefore motion died.

John French made a motion to recommend the Budget Committee's recommendation of \$9921 for the Provider Agencies. Deborah Dodge seconded this motion. The motion passed on a 4-1-0 vote. (Brosius-Scott opposed)

John French made a motion to a recommend the Budget Committee's recommendation of \$10,000 for Camden First Aid Association. Deborah Dodge seconded this motion. The motion passed on a 5-0-0 vote.

Regarding the Community Services Agencies Board member Brosius-Scott suggested funding them as recommended by the Budget Committee except for American Legion. She

is suggested reducing their amount to \$800 because they were the only ones who did not answer how many Camden residents they serve. The other Board members were in disagreement because they have no way of knowing how many Camden residents they serve because the greatest expense for them has to do with placing the flags on the graves which the town is required to do and it would be difficult to track in the cemeteries who is a Camden resident and who is a Rockport resident.

Board member Brosius-Scott made a motion to reduce the Budget Committee's recommendation for Community Service Agencies to \$17,235. The motion was not seconded therefore the motion dies due to a lack of a second.

John French made a motion to recommend the Budget Committee's recommendation of \$17,735 for Community Service Agencies. Morgan Laidlaw seconded this motion. The motion passed on a 4-1-0 vote. (Brosius-Scott opposed)

Leisure Services: John French made a motion to approve the Budget Committee's recommendation of \$807,831 for the Leisure Services budget. Morgan Laidlaw seconded this motion. The motion passed on a 5-0-0 vote.

Cemeteries: John French made a motion to approve the Budget Committee's recommendation of \$77,447 for the Cemeteries budget. Morgan Laidlaw seconded this motion. The motion passed on a 5-0-0 vote.

Debt/Capital/Contingency:

John French made a motion to recommend \$382,649 for Debt Service Principal. Deborah Dodge seconded this motion. The motion passed on a 5-0-0 vote.

John French made a motion to recommend \$100,055 for Debt Service Interest. Deborah Dodge seconded this motion. The motion passed on a 5-0-0 vote.

Regarding, Capital Reserves

Board member Dodge has concerns about the Budget Committee's recommendation of taking the \$14,400 out of the Economic Development Reserve line and transferring it to the General Fund.

CEDAC Chair Martin Cates stated that CEDAC has concerns about this reserve fund not being available if the new Development Director position is not voted favorably at town meeting and they are also concerned about setting a precedent for this reserve.

Board member French recommends putting the \$14,400 back in the Economic Development Reserve line. The new TIF districts that were created will not create any new funds until next year and the Board has been focusing on Economic Development and feels we need to keep these funds designated.

John French made a motion to put the \$14,400 back in the Economic Development Reserve Fund. Morgan Laidlaw seconded this motion. The motion passed on a 5-0-0 vote.

John French made a motion to recommend an appropriation o \$105,400 for Capital Reserves. Deborah Dodge seconded this motion. The motion passed on a 5-0-0 vote.

John French made a motion to recommend the Budget Committee's recommendation of \$136,600 for Capital Improvement budget. Anita Brosius-Scott seconded this motion. The motion passed on a 5-0-0 vote.

Deborah Dodge made a motion to approve the Budget Committee's recommendation of \$46,000 for Contingency. Morgan Laidlaw seconded this motion. The motion passed on a 5-0-0 vote.

Board member French commented that he does support the Development Director position but he does not feel that this position will be a 40 hour week position. He feels that these duties could be incorporated in the Code Enforcement/Planner position. The CEO job duties could move over to the Fire Department because they already do the life safety inspections.

John French made a motion to approve a Municipal Budget of \$4,908,435 for fiscal year 2010-11. Deborah Dodge seconded this motion. The motion passed on a 5-0-0 vote.

This recommendation is \$101,186 more than the net tax commitment and \$55,160 under the LD1 spending cap.

John French made a motion to approve the estimated revenues for fiscal year 2010-11 of \$1,982,462. Deborah Dodge seconded this motion. The motion passed on a 5-0-0 vote.

10. Committee Reports

CEDAC: Morgan Laidlaw reported that Anita came and spoke about PACE financing. Funds would be granted to the town and a homeowner can get \$15,000 to be used for energy improvements and to pay it back it gets added onto the homeowners property taxes over five years. If a homeowner moves within five years the remainder of that balance travels with the new homeowner. This is a nice stimulus for the town. It would help create jobs and help increase the town's energy efforts.

Planning Board: Deb Dodge reported they reviewed their ongoing list of prioritizing their ordinance changes upcoming for November. They looked at what to pursue, what not to pursue, and how to set priorities. They also heard a presentation by CEDAC regarding the new proposed Development Director and the Planning Board unanimously endorsed hiring a Development Director for the town.

Historic Resources: This committee met and they discussed participating in the Planning Board's subcommittee on Design Standards.

Energy Committee: Their last meeting was cancelled because of some absences. They were going to discuss the PACE financing. One thing that CEDAC recommended was setting up an

informational meeting with the Energy Committee, CEDAC, Select Board, and Town Manager with a representative from the state who understands the new state legislation relating to PACE. The consensus of the Board was they would be interested in a meeting and asked Anita to schedule a meeting.

11. Manager's Report
 - a. We received a letter of resignation from James Kierstead for his alternate position on the Gateway 1 Implementation Steering Committee.
 - b. The town received its' 2009 Property Casualty Pool Report from MMA.
12. **John French made a motion to adjourn to executive session: collective bargaining 1 MRSA Section 405 (6)D. Morgan Laidlaw seconded this motion. The motion passed on a 5-0-0 vote.**

At 9:30 pm the Board came out of Executive Session.

John French made a motion to adjourn as Select Board and convene as Board of Assessors. Morgan Laidlaw seconded this motion. The motion passed on a 5-0-0 vote.

John French made a motion to confirm the appointment of Wesley Robinson as Assessor's Agent, effective 4/16/10. Morgan Laidlaw seconded this motion. The motion passed on a 5-0-0 vote.

Town Manager reviewed the FY10 tax rate calculation error with the Board and reported that the Town's Auditor does not feel it is necessary for the Board to take any action. He feels a major portion of the error will be covered by overlay, excess revenues and/or unexpended appropriations, and that the miscalculation will be noted in the annual audit.

John French made a motion to adjourn at 9:40 pm. Morgan Laidlaw seconded this motion. The motion passed on a 5-0-0 vote.

Respectfully submitted,

Janice L. Esancy
Recording Secretary